

FRANKLIN COUNTY
APPLICATION
FOR VARIANCE
(Type or Print)

I/We, MILTON CARTER, as Owner(s), Contract Purchasers, or Owner's Authorized Agent of the property described below, hereby apply to the Franklin County Board of Zoning Appeals for a variance from requirements of the Zoning Ordinance as hereinafter described:

1. Applicant's Name: MILTON CARTER
2. Property Owner's Name: SAME
3. Address of Property: NEAR 301 CARTER'S COUNTRY LANE WIRTS VA 24184
4. Phone Number: 540-798-1716
5. Exact Directions to Property from Rocky Mount: N 122 to B.C.R. on 670
6 miles TO R on Crafts Ford RD 100 yds to
Left ON OAKSHIRE 1/4 mi TO R ON BOXWOOD GREEN
1/4 mi TO R ON CARTER'S COUNTRY LANE TO END
6. Tax Map and Parcel Number: 47-81.7
7. Magisterial District: UNION HALL
8. Property Information:
 - A. Size of Property: .548 Acre
 - B. Existing Land Use: VACANT
 - C. Existing Zoning: A-1
 - D. Is property located within any of the following overlay zoning districts: NO
Corridor District Westlake Overlay District Smith Mountain Lake Surface
District
 - E. Is any land submerged under water or part of a lake? Yes No ✓
If yes, explain:
 - F. Describe how the strict application of the ordinance would unreasonably restrict the use of the property or how the granting of the variance would alleviate a hardship due to a physical condition of the property: FRONT AND REAR SETBACK
requirements prevent the construction of
A modest home on this property

9. Proposed Development Information:

A. Proposed Land Use: Single family home

B. Proposed Zoning: NO Change

C. Size of Proposed Use: 45' X 60' (2 story)

- Section of the Zoning Ordinance for which a variance is being requested: 25-182 (A & C)
(Zoning Code section must be correct and all applicable code sections included in request.)

Milton W. Carter
3586 Forester Road
Roanoke, VA 24015

September 26, 2016

Board of Zoning Appeals
Franklin County

I am applying to the Board to request a variance from requirements at 25-182 (a) and (c) (front and rear setbacks) in order to construct a single family dwelling on tax parcel 47-81.7.

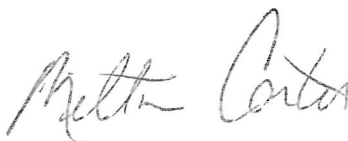
By way of history, my father bought an 87 acre farm on the Blackwater river in 1942. Over the years we raised tobacco, corn and other row crops on this acreage. My parents acquired a 9 acre parcel on Burnt Chimney Rd. in 1953 and built a home there, continuing to farm the 87 acre parcel. In 1959, APCO obtained flowage rights to the 800 ft. contour, leaving a 3.3 acre plot above the 800 ft. contour. In 1987, my sister expressed a desire to build a home on this property. My father had the property subdivided into 8 plots, and gave six of his children and one grandson (son of my deceased brother Ronnie) a lot, retaining a recreation lot for his use. My sister subsequently built her house on her lot, and later, my brother Glenn built on his lot. (I obtained the rec lot as a gift from my mother after Dad died.)

After much discussion, my wife and I decided we would like to live at the lake during our retirement and began the process of obtaining the necessary permits to begin. That is when I discovered the setback requirements would not allow us to construct on this lot due to its being narrow and irregularly shaped, even though it is more than one-half acre in size.

The enclosed concept plan shows in detail the configuration of the proposed structure, including distances from the private right of way and adjoining property line. Though the right of way is 25 ft, only about 10 ft is actually used, and that 10 ft deviates from the surveyed right of way onto my sister's property. We see nothing in this plan that will adversely affect the neighboring properties.

My wife or I would be happy to meet any board member at the site to answer any questions or provide clarification as needed.

I appreciate the board's consideration of this request.

A handwritten signature in cursive script, appearing to read "Milton Carter", is written in dark ink.

ADJACENT PROPERTY OWNERS

Adjacent property owners are mailed a notice of the request. Please provide each owner's name and mailing address plus zip code for every property adjacent to the site and directly across from any public right-of-way adjoining the site. Names and addresses are available in the County Real Estate office in the Courthouse.

NAME: Wanda Whitlow
TAX MAP NUMBER: 047-0800

ADDRESS: PO Box 1055
Wirtz VA 24184

NAME: Donna & Richard Hatcher
TAX MAP NUMBER: 047-08100

ADDRESS: 301 CARTERS COUNTRY LANE
Wirtz VA 24184

NAME: Ronald & Betty Smith
TAX MAP NUMBER: 47-82.1

ADDRESS: 135 CARTERS COUNTRY LANE
Wirtz, VA 24184

NAME: County of Franklin
TAX MAP NUMBER: 047-06000

ADDRESS: 1255 FRANKLIN ST Ste 112
Rocky Mount VA 24151

NAME: MMH LLC
TAX MAP NUMBER: 047-08106

ADDRESS: 7065 Gulf of Mex Dr.
NAUTILUS 14
Long Boat Key FL 34228

NAME: _____
TAX MAP NUMBER: _____

ADDRESS: _____

NAME: _____
TAX MAP NUMBER: _____

ADDRESS: _____

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NAME: _____
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